

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

MICHAEL ANTHONY THOMAS,

Petitioner,

v.

PAT HURLEY, Warden,

Respondent.

Case No. 2:04-cv-682

JUDGE GRAHAM

Magistrate Judge ABEL

ORDER

On April 8, 2005, the Magistrate Judge issued a *Report and Recommendation* recommending that the petition for a writ of habeas corpus pursuant to 28 U.S.C. §2254 be dismissed. Although the parties were specifically informed of their right to object to the *Report and Recommendation*, and of the consequences of their failure to do so, there has nevertheless been no objection to the *Report and Recommendation*.

Upon *de novo* review as required by 28 U.S.C. § 636(b)(1)(B), the *Report and Recommendation* is hereby **ADOPTED AND AFFIRMED**. The petition for writ of habeas corpus is **DENIED**. This case is **DISMISSED**.

It is so ORDERED.

s/James L. Graham

JAMES L. GRAHAM

United States District Judge

DATE: June 7, 2005